

**REMARKS**

Claims 1-10 are present in the above-captioned application and have been subjected to restriction under 35 U.S.C. §121. Specifically, the Official Action avers that the application contains claims directed to the following patentably distinct species of the claimed invention:

Species A, drawn to a multi-beam transmitting/receiving apparatus and method for utilizes a reception signal power level averaged over a desired time, using the outputs from reception beam formers.

Species B, drawn to a multi-beam transmitting/receiving apparatus and method, a reception signal power level at the time the delay times of respective multi-paths are detected from the delay profiles of respective beams which are generated by searcher is utilized.


It is the Examiner's position that the inventions listed above are distinct from each other.

In response to the Examiner's Requirement for Species Election, Applicant elects to prosecute the subject matter of Claims 1 and 6 directed to Species A.

Applicant reserves the right under 35 U.S.C. § 121 to file one or more divisional applications directed to the non-elected claims in this application.

In view of the foregoing, an examination on the merits of the elected claims, at an early date, is earnestly solicited.

Respectfully submitted,

  
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